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OFFICE OF PETITIONS

In re Application of :
John Irving, et al. :
Application No. 10/619,259 : DECISION ON PETITION
Filed: July 14, 2003 :
Attorney Docket No. 28849/09179 :

This is a decision on the petition, filed October 11, 2010, which is being treated as a petition under 37 CFR 1.181 requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the Non-Final Office action of January 9, 2006 which set a three (3) month shortened statutory period for reply. Accordingly, a reply was due on or before April 9, 2006, or, on or before July 9, 2006, with a three (3)-month extension of time. A Notice of Abandonment was mailed July 18, 2006.

Petitioner states that a timely reply was filed on July 7, 2006, which included the following papers: an amendment, and a request for a three (3) month extension of time.

The file record includes the originally submitted papers.

Accordingly, the holding of abandonment for failure to timely file a reply to the Office action of January 9, 2006, is hereby withdrawn and the application restored to pending status.

Telephone inquiries regarding this decision should be directed to Terri Johnson at (571) 272-2991.

This application is being referred to Technology Center AU 2169 for appropriate action in the normal course of business on the amendment filed on July 7, 2006.

/ Ramesh Krishnamurthy/

Ramesh Krishnamurthy

Petitions Examiner

Office of Petitions